

REMARKS

In response to the final Official Action of March 2, 2010, independent claims 26, 30, 36, and 37 have been amended to incorporate the subject matter of dependent claim 27, which claim the office indicated would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. The independent claims have also been amended for clarification purposes. Furthermore, claims 1, 10, 12, 18-20, 23, 27-29, 31-35, 38, and 40-44 have been canceled without prejudice.

In addition, the dependent communication unit claims 5-9, 11, 16, 17, 21, 22, and 24 have been amended in view of the amendment of the corresponding independent claim. These amendments are supported by the specification as originally filed application, including page 17, paragraph [0003] and the paragraph bridging pages 23-24 of the specification.

Furthermore, claim 39 has been amended in the manner suggested by the Office. It is noted that the computer readable medium (such as "internal memory of a digital computer"; cf. originally filed claim 28) is typically "non-transitory" and thus, this amendment would be apparent to one of ordinary skill in the art.

Dependent claim 45 has been added based on the disclosure of previously submitted claim 5 and page 17, third paragraph of the description.

Dependent claim 46 has been added based on the disclosure of previously submitted claim 6 and page 17, third paragraph of the description.

Dependent claim 47 has been added based on the disclosure of previously submitted claim 8 and page 23-24, bridging paragraph of the description.

Dependent claim 48 has been added based on the disclosure of previously submitted claim 7.

Dependent claim 49 has been added based on the disclosure of previously submitted claim 9 and page 3, fourth paragraph of the description.

Dependent claims 50 and 51 have been added based on the disclosure of previously submitted claim 11 and page 17, third paragraph of the description.

Claim Objections

Claim 23 is objected to, because of an informality noted by the Office. Claim 23 is canceled in the present amendment.

Claim Rejections - 35 USC §101

At page 3, claims 28, 38, and 39 although not rejected under 35 USC §101 are however noted by the Office that the term “computer readable medium” should be amended to exclude transitory propagating signals *per se*. Such amendment has been made to claim 39. Claims 28 and 38 are canceled.

Claim Rejections - 35 USC §112

At pages 3-4, claims 10 and 11 are rejected under 35 USC §112, second paragraph as being indefinite. Claim 10 is canceled and claim 11 is amended to now depend from independent claim 36. Claim 11 has also been amended to delete the phrase “checking whether said parameter needs to be negotiated or re-negotiated comprises checking whether a”. As such, claim 11 is now believed to be definite.

At page 14, claim 27 is indicated as being allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. Independent claims 26, 30, 36, and 37 have been amended to incorporate the subject matter of claim 27 and, in view of such, each of these independent claims is now believed to be allowable.

Furthermore, remaining dependent claims 5-9, 11, 16, 17, 21, 22, 24, 39, as well as new dependent claims 45-51 all ultimately depend from one of these independent claims as amended.

It is therefore respectfully submitted that all of the claims of the present application are in condition for allowance and such action is earnestly solicited.

Furthermore, it is respectfully submitted that this Amendment After Final does not raise any new issues in that each of the independent claims, as amended, incorporates the subject matter of claim 27 which was indicated by the Office as containing allowable subject matter.

The undersigned respectfully submits that no fee is due for filing this Amendment After Final. The Commissioner is hereby authorized to charge to deposit account 23-0442 any fee deficiency required to submit this paper.

Respectfully submitted,

Dated: May 3, 2010

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